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IFW/1626

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**TRANSMITTAL  
FORM**

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Total Number of Pages in This Submission

5

Application Number

10/506,309

Filing Date

September 1, 2004

First Named Inventor

T. Yamano

Art Unit

1626

Examiner Name

A. Freistein

Attorney Docket Number

3029 USOP

**ENCLOSURES (Check all that apply)**☐

Fee Transmittal Form

☐

Fee Attached

☐

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☐

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐Reply to Missing Parts/  
Incomplete Application☐Reply to Missing Parts  
under 37 CFR 1.52 or 1.53☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐Petition to Convert to a  
Provisional Application☐

Power of Attorney, Revocation

☐

Change of Correspondence Address

☐

Terminal Disclaimer

☐

Request for Refund

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CD, Number of CD(s) \_\_\_\_\_

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Landscape Table on CD

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After Allowance Communication to TC

☐Appeal Communication to Board  
of Appeals and Interferences☐Appeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)☐

Proprietary Information

☐

Status Letter

☒Other Enclosure(s) (please identify  
below):

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Remarks

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Firm Name

Signature

*Elaine M. Ramesh*

Printed name

Elaine M. Ramesh

Date

9/13/05

Reg. No.

43,032

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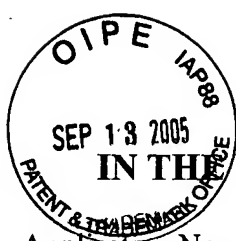
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Date

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.:	10/506,309	Art Unit:	1626
Filed:	September 1, 2004	Examiner:	A. Freistein
1 <sup>st</sup> Inventor:	T. Yamano	Allowed:	
For:	Process for Production of Optically Active Compounds	Batch:	
Atty. Dkt. No.	3029 US0P	Paper No.:	

**Election of Claims**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction Requirement mailed August 15, 2005, Applicants hereby elect to prosecute the aspects of the invention set forth in claims of Group IV with traverse. No amendment of inventorship is necessitated by this election.

Applicants respectfully assert that the aspects of the invention grouped by the Examiner in Group IV can be examined together with the aspects of the invention classified as Group V, as both groups have definitions for  $R^1$  and  $R^2$  which define the ketone reagent of general formula (I) in a manner exhibiting sufficient unity of invention. The Applicants also wish to point out that a proviso in independent claim 1 already places certain limitations upon the definitions of  $R^1$  and  $R^2$ . Therefore, joint consideration of the aspects of the invention currently classified in Group IV with the aspects of the invention currently classified in Group V is requested.

Should a species election be necessary, Applicants would provisionally elect the methods for making compounds as illustrated in Examples 3 and 4 on pages 38-41 of the specification.

Early allowance of the claims is requested. Should the Examiner believe that a conference with Applicants' attorney would advance prosecution of this application, the Examiner is respectfully invited to call Applicants' attorney at the number below.

Respectfully submitted,

Date: September 13, 2005

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